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10 UNITED STATES DISTRICT COURT

11 NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO DIVISION

12 WAYMO LLC,

13 Plaintiff,

14 vs.

15 UBER TECHNOLOGIES, INC.;  
16 OTTOMOTTO LLC; OTTO TRUCKING  
LLC,

17 Defendants.

CASE NO. 3:17-cv-00939-WHA

**DECLARATION OF LINDSAY COOPER  
IN SUPPORT OF PLAINTIFF WAYMO  
LLC'S ADMINISTRATIVE MOTION TO  
FILE UNDER SEAL ITS  
SUPPLEMENTAL BRIEF IN SUPPORT  
OF ITS MOTION FOR ORDER TO  
SHOW CAUSE WHY DEFENDANTS  
SHOULD NOT BE HELD IN CONTEMPT  
OF THE PRELIMINARY INJUNCTION  
ORDER (Dkt. 426) AND EXPEDITED  
DISCOVERY ORDER (Dkt. 61)**

I, Lindsay Cooper, declare as follows:

1. I am an attorney licensed to practice in the State of California and am admitted to practice before this Court. I am an associate at the law firm Quinn Emanuel Urquhart & Sullivan, LLP, counsel for the Plaintiff Waymo LLC ("Waymo"). I have personal knowledge of the matters set forth in this Declaration, and if called as a witness I would testify competently to those matters.

2. I make this declaration in support of Waymo's Administrative Motion to File Under Seal ("Waymo's Administrative Motion") confidential information in its Supplemental Brief in Support of its Motion for Order to Show Cause. Waymo's Administrative Motion seeks an order sealing the following materials:

Document	Portions to Be Filed Under Seal	Designating Party
Waymo's Supplemental Brief in Support of its Motion for Order to Show Cause ("Waymo's Brief")	Highlighted in blue	Defendants
	Highlighted in yellow	Anthony Levandowski
Exhibit 1 to Waymo's Brief	Entire document	Anthony Levandowski
Exhibit 2 to Waymo's Brief	Entire document	Defendants
Exhibit 3 to Waymo's Brief	Entire document	Defendants
Exhibit 4 to Waymo's Brief	Highlighted in orange	Anthony Levandowski; other third-parties
	Highlighted in red	Waymo
Exhibit 5 to Waymo's Brief	Entire document	Defendants
Exhibit 6 to Waymo's Brief	Entire document	Defendants; other third-parties
Exhibit 7 to Waymo's Brief	Entire document	Other third-parties
Exhibit 8 to Waymo's Brief	Entire document	Anthony Levandowski; other third-parties
Exhibit 9 to Waymo's Brief	Highlighted in yellow	Defendants
Exhibit 10 to Waymo's Brief	Entire document	Other third-parties
Exhibit 11 to Waymo's Brief	Entire document	Other third-parties
Exhibit 12 to Waymo's Brief	Entire document	Other third-parties
Exhibit 13 to Waymo's Brief	Entire document	Defendants
Exhibit 14 to Waymo's Brief	Entire document	Defendants
Exhibit 15 to Waymo's Brief	Entire document	Defendants
Exhibit 16 to Waymo's Brief	Entire document	Defendants
Exhibit 17 to Waymo's Brief	Entire document	Defendants
Exhibit 18 to Waymo's Brief	Entire document	Defendants
Exhibit 19 to Waymo's Brief	Highlighted in red	Waymo
Exhibit 24 to Waymo's Brief	Entire document	Defendants
Waymo's Proposed Jury Instruction	Highlighted in yellow	Anthony Levandowski

3. Waymo's Motion and exhibits contain information that Defendants and/or non-party Mr. Levandowski and/or other third-parties have designated as confidential and/or highly confidential.

4. Portions of Waymo's exhibits also contain or refer to Waymo's trade secrets. These portions (highlighted in red), which Waymo seeks to seal, contain, reference, and/or describe Waymo's asserted trade secrets. Specifically, both Exhibit No. 4 and Exhibit No. 19 describe technical design specifications of Waymo's trade secrets. I understand that these trade secrets are maintained as secret by Waymo (Dkt. 25-47) and are valuable as trade secrets to Waymo's business (Dkt. 25-31). The public disclosure of this information would give Waymo's competitors access to in-depth descriptions—and analysis—of the functionality of Waymo's autonomous vehicle system. If such information were made public, I understand that Waymo's competitive standing would be significantly harmed. Waymo's request to seal is narrowly tailored to only the confidential information.

5. Waymo takes no position on the merits of sealing the designated material, and expects Defendants and/or Mr. Levandowski and/or other third-parties to file one or more declarations in accordance with the Local Rules.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct, and that this declaration was executed in San Francisco, California, on September 7, 2017.

By /s/ Lindsay Cooper  
Lindsay Cooper  
Attorneys for WAYMO LLC

### **SIGNATURE ATTESTATION**

Pursuant to Local Rule 5-1(i)(3), I attest under penalty of perjury that concurrence in the filing of this document has been obtained from Lindsay Cooper.

*/s/ Charles K. Verhoeven*  
Charles K. Verhoeven